IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1879 OF 2007.

Smt.Krishna H. Bajaj. ... Petitioner.
Versus.
Bharatiya Bhavan Cooperative
Housing Society Ltd. and others. ... Respondents.

Shri Sunil Purohit i/by Shri Vivek M.Sharma for the Petitioner.

Shri P.M.Pradhan with Shri V.B.Naik for the Respondent No.1.

CORAM : ABHAY S.OKA, J.

DATED : 8th June, 2007.

P.C.:

1. Heard the learned Counsel appearing for the parties. The challenge in this petition is to the order dated 3rd March 2007 by which an interim order was passed by the 6th Respondent-Divisional Joint Registrar of the Cooperative Societies in an Appeal preferred by the 1st Respondent. It is not in dispute that now the hearing of the Appeal has been concluded on 3rd March 2007 and the Judgment has been reserved by the Appellate Authority. The grievance made by the learned Counsel for the Petitioner is that though hearing is concluded more than one month back, the judgment is not yet pronounced. The contention of the learned Counsel for the 1st Respondent is that the Petitioner has given an undertaking to withdraw this writ petition.

2. Without going into the controversy between the

parties, it is obvious that now it is not necessary to entertain this writ petition as hearing of the main Appeal in which order impugned was passed has already been concluded. The Divisional Joint Registrar will have to decide the Appeal as expeditiously as possible.

3. Hence the writ petition is disposed of by directing that the Divisional Joint Registrar will decide the Appeal as expeditiously as possible. All contentions of the parties on merits of the Appeal are kept open.

4. In case the Appeal is not disposed of within a reasonable time, liberty to the Petitioner to move this Court.

Judge.